

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<i>In re</i> Application of)	
)	Group Art Unit: 1634
Devin DRESSMAN et al.)	
)	Examiner: Woolwine, Samuel C.
)	
Serial No. 10/562,840)	Confirmation No.: 6445
)	
Filed: June 22, 2006)	Atty. Dkt. No. 001107.00581

For: ***METHOD AND COMPOSITIONS FOR DETECTION AND ENUMERATION
OF GENETIC VARIATIONS***

INFORMATION DISCLOSURE STATEMENT FILED UNDER 37 C.F.R. §1.970 and (i)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In a post-Allowance review of the file wrapper of the subject application, applicants' undersigned representative first became aware that because of a clerical error in consolidating the list of cited documents previously cited in applicants' co-pending application (*i.e.*, in U.S.S.N. 12/361,690, which claims priority benefits under 35 U.S.C. 120 from the subject application), four of the documents cited in that continuation application were not cited in any of the Information Disclosure Statements filed in this application. These documents are:

- US 6277604 B1 Peponnet, Christine
- LATA et al., Flocculation of oil-in-water emulsions by detergents, Progr. Colloid & Polymer Sci. 63:65-67 (1978)

- CHETVERINA, H. et al., Molecular Colony Diagnostics: Detection and Quantitation of Viral Nucleic Acids by In-Gel PCR, Bio Techniques, Vol. 33, pages. 150-156, July, 2002
- Notice of Reasons for Rejection issued for Japanese Patent Application No. 2006-518618 mailed June 14, 2010.

These documents are listed on a form PTO/SB/08a and a copy of each document is also being submitted.

Applicants do not believe that these documents establish, either by themselves, or in combination with other known information, a *prima facie* case of unpatentability of the allowed claims. Applicants do not believe that these documents refute or are inconsistent with any position applicants took either (i) in opposing a rejection for unpatentability made by the Patent Office, or (ii) in asserting an argument of patentability. Therefore, applicants file this Statement under 37 CFR 1.97(i) merely for the purpose of placing a reference to these documents in the file as part of the public record of the prosecution of the subject application.

Additionally, one of the references (CA 2 513 535 “Berka”) was cited within the last three months in a co-pending Canadian application and is filed here under 37 CFR 1.97(e)(1). The Berka reference was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. The fee for this submission under 37 CFR 1.17(p), accompanies this paper. Should any additional fee be required, please charge our deposit account no. 19-0733.

Respectfully submitted,

Date: September 9, 2011

By: / Sarah A. Kagan /
Sarah A. Kagan
Registration No. 32,141

Banner & Witcoff, Ltd.
Customer No.: 22907